



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Virginia Department of Agriculture and Consumer Services
<b>Virginia Administrative Code (VAC) citation</b>	2 VAC 5-190
<b>Regulation title</b>	Rules and Regulations Establishing a Monitoring Program for Avian Influenza and Other Poultry Diseases
<b>Action title</b>	Changing Title 3.1 references to Title 3.2 as a result of the recodification of Title 3.1
<b>Final agency action date</b>	December 4, 2008
<b>Document preparation date</b>	January 6, 2009

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 36 (06) and 58 (99).

### Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

The recodification of Title 3.1, which became effective October 1, 2008, makes it necessary to update any Title 3.1 reference in the regulation with the new Title 3.2.

Section 30 subsection A of the regulation reads "Specimens from poultry submitted pursuant to subsections A and B of this section for laboratory analysis shall be for diseases governed by § 3.1-726 of the Code of Virginia in the number and kind and at a time designated by the State Veterinarian." This regulatory action will delete the reference to § 3.1-726 and replace it with § 3.2-6002.

### Statement of final agency action

*Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.*

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On December 4, 2008, the Board of Agriculture and Consumer Services approved the change to 2VAC5-190, Rules and Regulations Establishing a Monitoring Program for Avian Influenza and Other Poultry Diseases

### Family impact

*Assess the impact of this regulatory action on the institution of the family and family stability.*

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This regulatory action will have no impact on the institution of the family and family stability.